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Agenda item 31

THE SITUATION OF DEMOCRACY AND HUMAN RIGHTS IN HAITI

Honduras: draft resolution

The General Assembly,

Having considered further the item entitled "The situation of democracy and human rights in Haiti",

Recalling its resolutions 46/7 of 11 October 1991, 46/138 of 17 December 1991, 47/20 A and 47/20 B of 24 November 1992 and 20 April 1993, respectively, 47/143 of 18 December 1992, 48/27 of 6 December 1993 and 48/151 of 20 December 1993, as well as the resolutions and decisions adopted on the question by the Economic and Social Council and the Commission on Human Rights,

Recalling also Security Council resolutions 841 (1993) of 16 June 1993, 861 (1993) of 27 August 1993, 862 (1993) of 31 August 1993, 867 (1993) of 23 September 1993, 873 (1993) of 13 October 1993, 875 (1993) of 16 October 1993, 905 (1994) of 23 March 1994 and 917 (1994) of 6 May 1994,

Welcoming resolutions MRE/RES.1/91, 1/ MRE/RES.2/91, 2/ MRE/RES.3/92, MRE/RES.4/92 and MRE/RES.5/93, adopted on 3 and 8 October 1991, 17 May 1992 and 5 June 1993, respectively, by the Ministers for Foreign Affairs of the member countries of the Organization of American States, as well as resolutions CP/RES.575 (885/92), CP/RES.594 (923/92) and CP/RES.610 (968/93) of 18 October 1993, and declarations CP/Dec.8 (927/93), CP/Dec.9 (931/93), CP/Dec.10 (934/93) and CP/Dec.15 (967/93), adopted by the Permanent Council of the Organization of American States,

Reaffirming that the goal of the international community remains the early restoration of democracy in Haiti through the return of

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1/ A/46/231, annex, appendix.

2/ A/46/550-S/23127, annex.

President Jean-Bertrand Aristide, within the framework of the Governors Island Agreement, signed on 3 July 1993, 3/ the full observance of human rights and fundamental freedoms, and the promotion of social and economic development in Haiti,

Stressing in this context the importance of a proper and secure environment for all legislative action agreed to in the Governors Island Agreement 3/ and the New York Pact, signed on 16 July 1993, 4/ and preparations for free and fair legislative elections in Haiti, as called for in the Constitution, within the framework of the full restoration of democracy in Haiti,

Deploring the fact that, despite the efforts of the international community, the legitimate Government of President Aristide has not been re-established, that the authorities in Haiti continue to flout their commitments under the Governors Island Agreement 3/ and that violent violation of human rights and civil and political liberties continues in Haiti,

Strongly supportive of the continuing leadership by the Secretary-General of the United Nations and the Secretary-General of the Organization of American States in the efforts of the international community to reach a political solution to the Haitian crisis,

Noting the continuing efforts of the Special Envoy of the Secretary-General of the United Nations and of the Secretary-General of the Organization of American States to help resolve this crisis,

Welcoming the continued efforts by States to provide humanitarian assistance to the people of Haiti, despite the continuing political crisis,

Reaffirming the agreement that has made possible the deployment of the International Civilian Mission to Haiti by the United Nations and the Organization of American States, as described in the letter dated 8 January 1993 to the Secretary-General from President Aristide, annexed to the report of the Secretary-General, 5/

Convinced that the continued work of the International Civilian Mission to Haiti within its terms of reference can contribute greatly to the full observance of human rights and create a climate propitious to the restoration of the constitutional authority,

Taking note of the report of the Secretary-General 6/ on the situation of democracy and human rights in Haiti and, in particular, its annex containing the letter dated 21 April 1994 from President Aristide to the Secretary-General

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3/ See A/47/975-S/26063, para. 5.

4/ A/47/1000-S/26297, annex.

5/ A/47/908, annex I.

6/ A/48/931.

requesting the extension of the mandate of the International Civilian Mission to Haiti created by the General Assembly in its resolution 47/20,

1. Approves the recommendation of the Secretary-General contained in his report to renew the mandate of the joint participation of the United Nations with the Organization of American States in the International Civilian Mission to Haiti, with the task of verifying compliance by Haiti with its international human rights obligations, with a view to making recommendations thereon, in order to assist in the establishment of a climate of freedom and tolerance propitious to the re-establishment of democracy in Haiti;

2. Decides to authorize the extension of the mandate of the United Nations component for an additional year according to the terms of reference and modalities negotiated with President Aristide by the Special Envoy of the Secretary-General;

3. Requests the Secretary-General to take the steps necessary to expedite and strengthen the presence of the International Civilian Mission to Haiti;

4. Expresses its full support for the International Civilian Mission to Haiti and stresses that all parties, particularly the military authorities in Haiti, including the police, must afford it timely, complete and effective cooperation;

5. Reiterates the need for a prompt return of President Aristide to resume his constitutional functions as President, as the means to restore the democratic process in Haiti without further delay;

6. Affirms that the Governors Island Agreement 3/ and the Pact of New York 4/ continue to be the only valid framework for resolving the crisis in Haiti;

7. Reiterates that any entity resulting from actions of the de facto regime, including the installation of a provisional president on 11 May 1994, is illegitimate;

8. Expresses its profound concern for the fate of the Haitian people and reasserts that the Haitian military authorities bear full responsibility for the suffering resulting directly from their failure to observe both the provisions of the Constitution of Haiti and their public commitment to the Governors Island Agreement; 3/

9. Reaffirms once again the commitment of the international community to an increase in technical, economic and financial cooperation once constitutional order is restored in Haiti, in support of its economic and social development efforts and in order to strengthen those institutions responsible for dispensing justice and guaranteeing democracy, political stability and economic development;

10. Requests the Secretary-General to submit to the General Assembly regular reports on the work of the International Civilian Mission to Haiti;

11. Decides to keep open its consideration of this item.